

COMMISSION MEETING MINUTES

Indiana Fire Prevention and
Building Safety Commission
Indiana State Library
315 W. Ohio Street
Indianapolis, Indiana 46204
Room 211

May 8, 2013

Pursuant to IC 22-12-2-6, the Indiana Fire Prevention and Building Safety Commission's regular monthly meeting was opened by Chairman Hannum at 9:08 a.m. on May 8, 2013.

- (a) Commissioners present at the Commission meeting:

Diana M. H. Brenner
Ron Brown
Tom Cloud
Michael Corey
David Hannum, Chairman
John Hawkins
Todd Hite, representing the Commissioner, Department of Health
Matt Mitchell
Patrick Richard

Commissioners not present at the Commission meeting:
Kevin Goeden, representing the Commissioner, Department of Labor

- (b) The following departmental and support staff were present during the meeting:

Legal and Code Services
Mara Snyder, Director, Legal and Code Services
Shelly Wakefield, Manager, Code Technical Development
Cecilia Ernstes-Boxell, Code Specialist
Denise Fitzpatrick, Code Specialist
John Haines, Code Specialist
John Hibner, Code Specialist
Beth Sutor, Secretary

- (c) James Schmidt, Deputy Attorney General, and Gary Bippus, Administrative Law Judge, were present.

2. Old Business

Chairman Hannum called for any corrections or a motion to approve the minutes of the April 2, 2013, meeting. Commissioner Corey moved to approve the minutes as distributed, with the second by Commissioner Mitchell. It was voted upon and carried.

3. Ordinances

Ordinance No. 12-45
Ordinance No. 12-82
Greenwood, Indiana

Ordinance No. 780
Ogden Dunes, Indiana

Mara Snyder, Director, presented the ordinances, recommending approval. Commissioner Hawkins moved to approve the Greenwood ordinances, with the second by Commissioner Corey. It was voted upon and carried. Following discussion of retention wall requirements, Commissioner Cloud moved to approve the Ogden Dunes ordinance, with the second by Commissioner Corey. It was voted upon and carried.

4. Variances

Tabled Variances

Proponents for variance 13-04-9 920 Adams Street Sprinklers, Gary, requested they be tabled. Commissioner Corey moved to table, with the second by Commissioner Hite. It was voted upon and carried. Dennis Bradshaw, FP&C Consultants, spoke as proponent for variance 13-04-37(b), Toyota Motor Manufacturing, Princeton. Also speaking was Jennifer Anslinger, TEMA Security & Fire Services for Toyota. Plans showing the placement of the noncompliant walls had been requested, and were distributed to the Commissioners. Ms. Anslinger explained that the difficulty in correcting the noncompliant walls was that the plant runs 24/7, thereby restricting access to the areas in question. She stated no further use of wood partitions was allowed. Some corrections had already been made, and as line configurations changed, corrections were to be made to near-by walls. She expected the plant to have turned over completely within ten years and all corrections made by that time. Uncomfortable with the time frame of the request, the Commissioners discussed the difficulties for the inspectors who would be expected to verify that fifty percent of the corrections had been made by the end of the first five year period requested. Following further discussion, Commissioner Hawkins moved to approve with the condition that they were to meet with the State Inspector annually to provide an update of the corrections performed and discuss the corrections scheduled, and all corrections were to be completed within three years, or a new variance was to be sought. Commissioner Brown made the second. It was voted upon and carried, with two nay votes. Doug Trent, RTM Consultants, spoke as proponent for variance 13-04-42, University of St. Francis Endzone Building, Ft. Wayne. Following the

presentation in April, the occupant load of the proposed permanent structure rooftop space had been reduced from 499 to 300 with the removal of some bleachers, and access was to be by special ticket only. The two restrooms were being slightly enlarged, but they still fell short in total fixture count by one fixture. Following discussion, Commissioner Cloud moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried, with one nay vote. Variance 13-04-48(a)(b) Deam Lake SRA Campground Cabins, Borden, and variance 13-04-49(a)(b) Starve Hollow SRA Campground Cabins, Vallonia, were represented by Dale Gick, Department of Natural Resources, following a short presentation by Deputy Director John Davis. Commissioner Hawkins moved to approve (b), a revised Energy Code application for both variances. Commissioner Brenner made the second. It was voted upon and carried. Mr. Gick provided a copy of the camping cabin description and user rules. The document listed what amenities were provided, a listing of items not allowed to be used in or around the cabins, length of stay, and safety features provided in each unit. Following discussion, Commissioner Hawkins moved to approve both 13-04-48(a) and 13-04-49(a) with the condition that the maximum stay be limited to two weeks per reservation, the maximum capacity per cabin was five persons, a heating/air conditioning unit with protective outlet cover be provided, the anchoring system be installed as per drawings presented at the May 8th meeting, signed and sealed by a design professional, and all User Rules, also submitted at the May 8th meeting, be enforced. Commissioner Cloud made the second. It was voted upon and carried.

Regular Variances

Chairman Hannum called for any abstentions or variances to be called out of the block vote. Commissioner Cloud announced he would abstain from voting on 13-05-35(a)(b)(c) Randall Lofts, Ft. Wayne, and 13-05-36(a)(b) IUPUI Office Building, Indianapolis. Commissioner Brown called out 13-05-38 IU McNutt Quad Bordner Wing Restroom Renovation, Bloomington, 13-05-49 Pizza Hut/Wing Street, Ft. Wayne, and 13-05-58 West Point Woodworking, Shipshewana. Commissioner Mitchell called out 13-05-14 McDonalds #12027, Cicero, 13-05-28(d)(f)(g) Fishers Town Center Mixed Use, Fishers, and abstained from voting on 13-05-43 Mustard Seed Gardens Olde Barn, Noblesville and 13-05-68(a)(b) Klipsch Music Center, Noblesville. Commissioner Corey then moved to approve all “A” and “B” variances. Commissioner Cloud made the second. It was voted upon and carried.

The following variances were approved as submitted:

- (1) 13-05-1 Santa’s Storage, Portage
- (2) 13-05-3 420 N. Fess, Units A-D Windows, Bloomington
- (3) 13-05-4 Electric Brew Coffee Shop, Goshen
- (4) 13-05-6 Allentown Village Windows, Bloomington
- (5) 13-05-7 Honey Grove Educational Center, Greenwood
- (6) 13-05-8 572 E. Graham Place Windows, Bloomington
- (7) 13-05-10 588-564 Graham Place Windows, Bloomington
- (8) 13-05-12 Seymour Old National Bank, Seymour
- (9) 13-05-13(a)(b)(c) Notre Dame Morris Inn, South Bend
- (10) 13-05-15(a)(b) Dam Boathouse Storage Shed, Bloomington

- (11) 13-05-19 Dickason Building, French Lick
- (12) 13-05-22 Dow AgroSciences Show Farm Canopies, Kirklin
- (13) 13-05-28(a)(b)(c)(e) Fishers Town Center Mixed Use, Fishers
- (14) 13-05-29 532 E. Graham Place Windows, Bloomington
- (15) 13-05-31(a)(b) Camp Belzer Kiwanis Hut, Indianapolis
- (16) 13-05-32(b) Mooresville High School Renovation and Addition, Mooresville
- (17) 13-05-35(b) Randall Lofts, Ft. Wayne
- (18) 13-05-43 Mustard Seed Gardens Olde Barn, Noblesville
- (19) 13-05-45(a) Gordmans Distribution Center, Clayton
- (20) 13-05-50 Riley Hospital for Children Sequence 2b, Indianapolis
- (21) 13-05-54 Henryville Auto Service, Henryville
- (22) 13-05-56(a) Mainstreet Health and Wellness Suites on Georgetown Road, Indianapolis
- (23) 13-05-57 Grace Assembly of God Worship Addition, New Whiteland
- (24) 13-05-59 Plainfield Christian Church Children's Ministry Expansion, Plainfield
- (25) 13-05-60 Mr. Wimp's Coins & Jewelry, Ft. Wayne
- (26) 13-05-61 Marathon Petroleum Co.-Idling of Clermont Terminal, Clermont
- (27) 13-05-64(a) Solana Point Assisted Living Facility, Indianapolis
- (28) 13-05-65 RV Storage Garages, Ft. Wayne
- (29) 13-05-72 Westfield Locker Room building, Westfield
- (30) 13-05-73 Affordable Storage, Warsaw

Commissioner Cloud moved to table variance 13-05-17 as per the proponent's request. Commissioner Corey made the second. It was voted upon and carried.

Commissioner Brown had pulled out 13-05-49 Pizza Hut/Wing Street, Ft. Wayne and 13-05-58 West Point Woodworking, Shipshewana, for an individual vote. Commissioner Mitchell moved to approve both, with the second by Commissioner Cloud. They were voted upon and carried with one nay vote by Commissioner Brown.

The following variances were heard separately:

- (31) 13-05-2 Lake Lodge No. 157 F&AM, Crown Point

No proponent was available for questions. Commissioner Brown moved to table, with the second by Commissioner Mitchell. It was voted upon and carried.

- (32) 13-05-9 Rick's Sports Bar Smoking Area, Evansville

Vicki Dickinson, owner, spoke as proponent. Following meetings with local officials to determine requirements for an approved smoking area, a covered patio for smokers had been constructed with proper permits and local inspections. State inspectors considered it an addition and wrote a violation for failure to comply with the Energy Code due to a 2" gap between the roof and the walls which the city had required them to provide. Commissioner Hawkins noted the variance was for the envelope in the Energy Code and

moved to approve, with the second by Commissioner Richard. It was voted upon and carried.

- (33) 13-05-11 St. Anne's HVAC , North Vernon

No proponent was available for questions. Commissioner Mitchell moved to table, with the second by Commissioner Corey. Commissioner Hawkins then stated that he felt the Energy Code supersedes the Mechanical Code requirements, asking why make them get a variance for something covered under a stricter requirement in the Energy Code. Following discussion, the motion to table was rescinded, and Commissioner Hawkins made the motion that no variance was required. Commissioner Richard made the second. It was voted upon and carried.

- (34) 13-05-14 McDonalds #12027, Cicero

Ed Rensink, RTM Consultants, spoke as proponent. Commissioner Mitchell had called out the variance for a question. He wanted an explanation of why the serving area and lobby area are now being used to calculate an occupant load when they had not been in the past. Dean Illingworth, Code Compliance Officer, explained how the occupant load was now calculated with these areas included because they needed to be. He also stated they wished to support these variances, but they should not be voted as no variance required. Following discussion, Commissioner Cloud moved to approve, with the second by Commissioner Corey. It was voted upon and carried, with one nay vote.

- (35) 13-05-16 Oakwood Health Campus, Tell City

No proponent was present for questions. Commissioner Brenner moved to table, with the second by Commissioner Richard. It was voted upon and carried.

- (36) 13-05-18 Contractors Steel Sprinkler Deactivation, Hammond

No proponent was present for questions. Following discussion, Commissioner Brown moved to table, with the second by Commissioner Brenner. It was voted upon and carried.

- (37) 13-05-20 Scottsburg High School Canopy Enclosure, Scottsburg

Roger Lehman, RLehman Consultants, spoke as proponent. The school consists of two buildings, Type IIB Construction, connected by a covered walkway. In the interest of increased safety of and protection for its students, the school wished to enclose the walkway. Three sets of exit doors would be installed in the walkway, and a 2-hour fire

barrier would be constructed at the connection with the newer of the two buildings, but not at the other end. Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

(38) 13-05-21 Residences at Deer Creek, Schererville

The application for variance had been withdrawn by the proponent.

Breaking and reconvening. Chairman Hannum recessed the Commission at 10:25 a.m. It was called back to order at 10:45 a.m.

(39) 13-05-24 Vineyard Church Southwest, Plainfield

Pastor Robert McDonald spoke as proponent. The church had leased a portion of a building constructed in 1905 to house its ministry. The main floor was to be for the adults, and the second floor for the youth programs. The request was to be allowed to not comply with the sprinkler requirement in a facility they plan on leasing for two years. They would be adding a fire alarm system, fire extinguishers, and training for the leaders by the Plainfield Fire Department. There is no basement, and the church is flanked by a karate school on one side and a wrestling gym on the other, with neither sprinklered. Windows on the second floor could be used as a means of escape. Commissioner Brenner moved to approve for two years from the start of their lease. Commissioner Hawkins made the second. It was voted upon and carried, with one nay.

(40) 13-05-25 Morgan County Fair Food Court Fume Hoods, Martinsville

Bill Rumbaugh, Superintendent of Buildings and Grounds, spoke as proponent. Three pole barns, built by three service organizations, were used for fund raising, and do not have Type I hoods as required by code. The Beef Cattle and Pork Producers buildings do most of their cooking outside, with tabletop fryers for French fries, etc. The Lions Club cooks mostly inside, and the sides of their building remain open until closing. The buildings are used once a year for a week during the fair. Commissioner Brown moved to approve for one week each year, with the second by Commissioner Corey. Commissioner Brown amended his motion to include a Class K fire extinguisher for each of the three buildings, and was told by the proponent the local fire marshal had already required them. The motion was then voted upon and carried.

(41) 13-05-26 Garfield Towers, Terre Haute

The variance had been withdrawn by the proponent.

Variance 13-05-27 2352 S. Henderson St. Windows, Bloomington, was incomplete and ineligible to be heard.

(42) 13-05-28(d)(f)(g)(h) Fisher Town Center Mixed Use, Fishers

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. Variance (d) was to allow clothes dryer vents to exceed the allowed 25 foot length. Don Graber, Fisher Fire Department, requested that the vents be installed per manufacturer's listing. Commissioner Mitchell moved to approve based on compliance with the manufacturer's listing. It was seconded by Commissioner Brown, voted upon, and carried. Variance (f) was to allow sprinklers to be placed no less than 6 foot on center for each unprotected window in the stair enclosures. The entire complex was to be protected by an NFPA 13 system. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Brown. It was voted upon and carried. Variance (g), dealing with fire-rating of the exterior wall, was withdrawn following discussion of an alternative method. Variance (h) was a request to omit the required shower for the complex swimming pool. Following discussion, Commissioner Hite moved to approve with the condition that the State Board of Health showering rules be posted, and that use of the pool be restricted to residents of the complex. Commissioner Brown made the second. It was voted upon and carried.

(43) 13-05-30 Wishard 4th Floor Crisis Respite - 1700 N. Illinois, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The request was to allow the use of NFPA 101A for the 4-story building change of occupancy rather than Chapter 34, though the 2½" floor slabs do not meet Type IB Construction to comply with current code. A fire alarm and smoke alarm system would be installed on the 4th floor, and interior finishes would meet requirements. It is a residential living facility, licensed for 15 residents only. Following discussion, Commissioner Richard moved to approve for this license level only. Commissioner Brenner made the second. It was voted upon and carried.

(44) 13-05-32(a)(c) Mooresville High School Renovation and Addition, Mooresville

Ed Rensink, RTM Consultants, spoke as proponent. In variance (a), the request was to allow the in-fill addition to omit separation from the existing building. Due to the sloping grade, the building technically has three floors, though there were no locations with more than two levels stacking vertically. Following discussion, Commissioner Hawkins moved that no variance was required. Commissioner Richard made the second. It was voted upon and carried. Variance (c) was withdrawn by the proponent.

- (45) 13-05-33 Hoosier Village Campus 100 Unit Residential Care/Dining, Zionsville

Ed Rensink, RTM Consultants, spoke as proponent. On each of six stairways on the first floor of the building, two conditions were cited by the Zionsville Fire Department inspectors. The proponent felt they did not have to comply with the doors in series requirement because the doors are at right angles, and there is sufficient clear space for accessibility requirements. The second issue deals with the arc of the swing of the door from inside the building into the stairway. If the arc is carried on around, it does overlap the door opening to the exterior. Joshua Frost, Zionsville Fire Marshal, addressed the Commission, stating his photos show the corridor leaf obstructing the exterior door. Following discussion, Commissioner Brenner moved that, on the doors in a series issue, no variance was required, and moved to deny the arc swing of the door issue. Commissioner Hawkins made the second. It was voted upon and carried.

- (46) 13-05-34 JF Wild Building, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. Floors three through twelve were being converted from office space to residential, and were being evaluated under Chapter 34. Six additional windows were to be created on the west elevation, and eleven on the south elevation were previously existing windows to be re-opened after having been covered due to the creation of a fire escape. The building was located on the property line, with a sprinklered building to the west and an open parking garage to the south. Sprinklers were to protect each window opening. Following discussion, Commissioner Brown moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (47) 13-05-35(a)(c) Randall Lofts, Ft. Wayne

Ed Rensink, RTM Consultants, spoke as proponent. In variance (a), an historic building from 1905 was converting floors two through five to residential space, while maintaining the existing business units on the ground floor. The request was to allow dead-ends of 46 feet. The stairway for the residential units was located inside the building until the second floor, where it then moved into an addition constructed outside the building, discharging at the front of the building, and creating an extended travel distance. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Corey. It was voted upon and carried. Variance (c) was a request to allow the historic stairway to remain open by installing bulkhead and sprinkler curtain protection at the first floor and to allow a rated stair to be supported on nonrated construction. A new stairway for the building was to be constructed, and would be resting on the existing floors. They were also to install gypcrete boards on the wood floors from the second to fifth floor. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Brown. It was voted upon and carried.

(48) 13-05-36(a)(b) IUPUI Office Building, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The request in variance (a) was to omit the emergency power back up for the elevator, and provide an area of refuge for each of the upper floors in conjunction with a NFPA 13 sprinkler system. There would be fire recall on the elevators. Following discussion, Commissioner Corey moved to approve, with the second by Commissioner Brown. It was voted upon and carried. Variance (b) was a request to omit the sprinklers at each end of a connector from the second floor of the office building to an adjacent, sprinklered building. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Richard. It was voted upon and carried.

13-05-37 451 Market Street, Indianapolis, was moved down on the agenda to allow a statement from the local building official time to arrive.

(49) 13-05-38 IU McNutt Quad Bordner Wing – Restroom Renovation, Bloomington

Ed Rensink, RTM Consultants, spoke as proponent. It had been called out to allow Commissioner Brown to ask if IU planned to sprinkler all these buildings. Mr. Rensink explained the planned sequences of the projects, including sprinklers. Commissioner Brenner moved to approve, with the second by Commissioner Cloud. It was voted upon and carried, with one nay vote by Commissioner Brown.

Breaking and reconvening. Chairman Hannum recessed the Commission for lunch at 11:55 a.m. It was called back to order at 1:06 p.m.

(50) 13-05-23(a)(b)(c)(d)(e) Bryant Amish Parochial School, Bryant

Jerry Wenger spoke as proponent. There is no electricity in the building at all. There will be 30 students and a teacher in a 28'x40' classroom. No living quarters for the teacher have been provided within the building. Drywall was to be applied to the basement ceiling. Following discussion, Commissioner Brenner moved to approve (a),(b),(c),(d) and (e), with the condition that the proof of notification from the local building and local fire officials be submitted within ten days. Commissioner Hawkins made the second. It was voted upon and carried.

- (51) 13-05-11 St. Anne's HVAC, North Vernon

Commissioner Hawkins felt that there was a question on the variance concerning compliance with the Mechanical Code, and it should be tabled for further information, because there was no proponent. He then moved to rescind the finding of "no variance required" and moved to table, with the second by Commissioner Cloud. It was voted upon and carried.

- (52) 13-05-39 1002 Broad Ripple Avenue, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. A handout had been provided with the cost estimate of \$58,000 to run the other stairway up to the rooftop. The request had been to be allowed to provide a rooftop deck with a posted occupant load of 49, with access to a single exit stair. The building was to be sprinkled per NFPA 13, with a 2-hour enclosed stair. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Richard. It was voted upon and carried.

- (53) 13-05-40 Residences on Ronald Reagan – 3-Plex Villas, Avon

Ed Rensink, RTM Consultants, spoke as proponent. The request was to provide these four buildings, the last on the site, with a 13D sprinkler system. Commissioner Brown moved to approve with the condition that no additional buildings would be allowed, with the second by Commissioner Corey. It was voted upon and carried.

- (54) 13-05-41 Residences on Ronald Reagan – 2-Story Apartment Buildings, Avon

Ed Rensink, RTM Consultants, spoke as proponent. There was a covered breezeway designed for the open main level, with a window in the upper level wall. (The wall is to prevent snow and ice accumulation.) Current code does not allow both stairs to be unenclosed. The buildings were to be protected with an NFPA 13R sprinkler system. Travel distance to the exterior of the buildings will be 100 feet. Following discussion, Commissioner Brenner moved to approve with the condition that the unenclosed area be sprinklered. Commissioner Richard made the second. It was voted upon and carried.

- (55) 13-05-42 Residences on Ronald Reagan – 3-Story Apartment Buildings, Avon

Ed Rensink, RTM Consultants, appeared as proponent. Because walls at the ends of the covered breezeway come within 35 feet of the stairways, they cannot be called an open stairway, and are therefore not compliant. The walls, with windows, were provided to protect the covered breezeway from ice and snow accumulation. An exhaust fan was to be provided at the third floor level, activated by flow from the 13R sprinkler system

which extends into the breezeway area. Commissioner Brown made a motion to approve, with the second by Commissioner Richard. It was voted upon and carried.

- (51) 13-05-44 White Lodging Corporate Headquarters – West Building Renovation, Merrillville

Ed Rensink, RTM Consultants, spoke as proponent. An interior renovation of an existing, older building used as company offices, would not provide rated corridors. The test kitchen in this project was to be enclosed by a 2-hour fire barrier. A fire alarm system, a smoke detection system and plenum smoke detection was to be provided. There were to be six exterior exits provided, with egress travel distance of approximately 100 feet. Fire extinguishers were to be provided. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (52) 13-05-45(b) Gordmans Distribution Center, Clayton

Ed Rensink, RTM Consultants, spoke as proponent. The warehouse portion of the center had been charged an additional fee of \$10,567.22 during review when the Category B level had been changed by Plan Review to Category A. The request was to recover the additional fee charged, and to recover the \$5,000 expedite fee paid at filing. Dave Moses, Supervisor, Plan Review Division, explained why they felt the category change was valid, and why they felt they had fulfilled their obligations under the expedite request, though the release was not issued within the time frame specified in the GAR. Following a lengthy and lively discussion, Commissioner Hawkins moved that no variance was required, because Plan Review had misapplied both provisions of the GAR. Commissioner Brenner made the second. It was voted upon and carried, with two nay votes.

- (53) 13-05-37 451 Market Street, Indianapolis

Commissioner Corey made a motion to approve with the additional conditions created at the May 3, 2013, meeting with staff, Commissioner Corey, Commissioner Hannum, and Schindler Elevator representatives. Those conditions were as follows; the required certifications, data plate, data stamped on the coating material and the access trip count access shall be identified to the specific regulated lifting device. Commissioner Cloud made the second. It was voted upon and carried.

- (54) 13-05-46 Reflections at Bluestone Senior Living Phase 2, Greenfield

Ed Rensink, RTM Consultants, spoke as proponent. The request had been to be allowed to use a 13D sprinkler system in lieu of the code required 13R system. Following

discussion, Commissioner Brown moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (55) 13-05-47 St. Peter Lutheran Church and School Addition, Ft. Wayne

Doug Trent, RTM Consultants, spoke as proponent. The request was to separate the addition from the existing structure using an existing masonry wall to create a 2-hour fire barrier in lieu of providing the structurally independent fire wall required by code. The addition will be sprinklered. Following discussion, Commissioner Brown moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

- (56) 13-05-48 Battery Innovation Center Facility, New Berry

Doug Trent, RTM Consultants, spoke as proponent. The request was to allow the use of magnetic locks in a clean (dry) room to insure that, under non-emergency conditions, the inner lab and the outer doors of the dry room vestibule to the corridor could not be opened at the same time. The doors will fail open upon activation of fire alarm, sprinkler flow, and loss of power to the doors. The room is used only by specific personnel, and is not open to the public. Following discussion, Commissioner Brenner moved to approve with the condition that listed locking systems be used. The second was made by Commissioner Richard, voted upon and carried.

- (57) 13-05-51 Brownsburg School – 310 Stadium Dr. Project “C” Renovation, Brownsburg

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. An existing school building was being converted to serve as the school corporation’s main administrative offices. A Chapter 34 review had been done, and the facility had not passed. The request was to grant the needed points to pass, based upon the planned fire safety improvements of a new NFPA 13 sprinkler system, fire alarm system, emergency lighting and generator being installed, a 2-hour fire barrier between the E use group and rest of the building, and a decrease in the occupant load of the building. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Mitchell. It was voted upon and carried.

- (58) 13-05-52 Mainstreet Health and Wellness Suites of Castleton, Indianapolis

Melissa Tupper, RTM Consultants, spoke as proponent. The request was to allow the nurse’s area and common areas to be open to the 1-hour corridor in the assisted living facility. This is an attempt to provide an open and inviting atmosphere for the residents.

Smoke detection in these areas will be provided in the sprinklered building. Commissioner Brown moved to approve, with the second by Commissioner Richard. It was voted upon and carried.

- (59) 13-05-53 Mainstreet Health and Wellness Suites of Westfield, Westfield

Melissa Tupper, RTM Consultants, spoke as proponent. This request was the same as in the Castleton variance request. Commissioner Brown moved to approve, with the second by Commissioner Richard. It was voted upon and carried.

- (60) 13-05-55 Mainstreet South Bend Skilled Nursing & Assisted Living Facility, South Bend

Melissa Tupper, RTM Consultants, spoke as proponent. This request was the same as the variance request for Castleton. Commissioner Brown moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (61) 13-05-56(b) Mainstreet Health and Wellness Suites on Georgetown Road, Indianapolis

Melissa Tupper, RTM Consultants, spoke as proponent. Commissioner Brown moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (62) 13-05-62(a)(b) One Life Church, Evansville

Roger Lehman, RLehman Consulting, spoke as proponent. A 1970's building was being converted for use as a church. The request was to allow the change of occupancy without complying with current code or Chapter 34. The church will be going into a previous fitness center, separated from the adjacent neighbors with a 1-hour separation wall from floor to roof deck. The building is fully sprinklered, and a fire alarm system with manual pull stations was to be added. Activation of the fire alarm was to deactivate the audio/visual system used in the church to connect with the pastor in Henderson, Kentucky, for services. Twelve additional exits were to be installed. A discussion was begun, but a break was called before its completion.

Breaking and reconvening Chairman Hannum recessed the Commission at 2:35 p.m. It was called back to order at 2:50 p.m.

(63) 13-05-62 Cont.

Following a return from break, Commissioner Hawkins made a motion to allow a Chapter 34 on the leased space if there are 1-hour separations from neighbors, a maximum 950 occupant load, including the stage, 1-hour rating for the wood mezzanine floor structure with sprinklers above and below, voice notification system to be installed, 6 points for the fire detection system, 6 points for the fire alarm system, 0 points for the elevator, all new construction would be metal stud and 5/8" Type X drywall, and the audio system would deactivate at the sounding of the alarm system. A new application, with signatures, would also be sent to staff. Commissioner Brown made the second. It was voted upon and carried. Variance (b) was withdrawn.

(64) 13-05-63 Indiana Automotive Fasteners Office/Training Room, Greenfield

Ed Rensink, RTM Consultants, spoke as proponent. A first floor build-out was to be constructed within the existing building to house an office and training room, and a mezzanine floor was to house training rooms. The request was to be allowed to exceed the permitted exit travel distances. The portion of the building at issue for the exiting is sprinklered with an ESFR system, and the training rooms are not open to the public. Following discussion, Commissioner Brown moved to approve with the second by Commissioner Cloud. It was voted upon and carried.

(65) 13-05-64(b) Solana Point Assisted Living Facility, Indianapolis

Doug Trent, RTM Consultants, spoke as proponent. The request was to allow lounges and activity spaces to be open to the 1-hour corridors in the facility. All dwelling units are separated by rated construction as required. The sprinklered building will have smoke detection in the corridors and spaces open to the corridor. Following discussion, Commissioner Brown moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

(66) 13-05-66 Pavilion Place, Bloomington

Ed Rensink, RTM Consultants, spoke as proponent. The three-story building has small apartment balconies on the north face of the building which extend too close to the property line. The balconies will have dry sidewall sprinkler protection. Following discussion, Commissioner Brown moved to approve with the condition that any grilling shall comply with the Fire Code. Commissioner Corey made the second. It was voted upon and carried.

(67) 13-05-67 Purple Tree Yogurt, Greenwood

Doug Trent, RTM Consultants, spoke as proponent. A wood-framed partition and a wood framed service counter were constructed within the tenant's space, located inside a Wal-Mart. The request was to allow the exposed wood stud to be treated with an intumescent coating with a flame spread rating not to exceed 25, and apply a reinforced fiberglass panel on front of the wood studs. The front of the partition has been finished with a tile, covering the wood completely. Following discussion, Commissioner Richard moved to approve, with the second by Commissioner Brown. It was voted upon and carried.

(68) 13-05-68(a)(b) Klipsch Music Center, Noblesville

Ed Rensink, RTM Consultants, spoke as proponent. In variance (a) the request was to allow three tents to be used from May to October without complying as permanent structures. The tents would be taken down at the end of each program season and erected again the following year. Two open tents are to be used for beverage service, and one with sides for the dining area tables and chairs. They will comply with all of the requirements in Chapter 24. Following discussion, Commissioner Corey moved to approve, with the second by Commissioner Brown. It was voted upon and carried. Variance (b) was to allow the conveyor pizza oven to operate without a Type I hood for this season. Following discussion, Commissioner Corey moved to approve, with the second by Commissioner Brown. It was voted upon and carried. Commissioner Mitchell abstained.

(69) 13-05-69 Dollar General, Terre Haute

Jeff Kimbell, owner, and J.B. Smith, contractor, spoke as proponents. The request was to allow the proponent to neither remove nor maintain the sprinkler system. The system had been idle for ten years before the building was purchased, and when water to the sprinkler line was turned on, the lines were damaged by the pressure. Following discussion, Commissioner Mitchell moved to approve with the condition that they pull all vertical drops and all sprinkler heads, and remove the fire department connection. Commissioner Cloud made the second. It was voted upon and carried, with one nay vote.

(70) 13-05-70 Columbus Signature Academy – Fodrea Campus, Columbus

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. The existing school, built as an open-plan concept, was converting two offices to classrooms and adding corridors. The request was to allow construction of non-rated corridors. A smoke detection system was provided in existing corridors, and was to be extended into the new construction. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (71) 13-05-71 Nexus Academy of Indianapolis, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The request was to allow the facility to exceed allowable area following the conversion of the B occupancy on the third floor of the former Glendale Mall to an E occupancy for a charter school. The building was sprinklered, with a 96 foot exit travel distance for the school. A 1-hour separation was to be created between the neighboring library and the converted space, and smoke detection was to be provided in the space. Stairs serving this level all meet current code. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (72) 13-05-74 Oakland City Campground Storage, Oakland City

This application was no longer incomplete, and would have qualified for the block vote as an A. Commissioner Brown moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried.

- (73) 13-05-75 CityWay Indianapolis Swimming Pool, Indianapolis

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. The request was to allow a 24'x33' pool for hotel guests and residents to have decking on only three sides. The fourth side would have a wall and water spout. All safety equipment would be provided, and would reach all parts of the pool. The pool would be four feet deep. Following discussion, Commissioner Mitchell moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (74) 13-05-76 Petals and Produce Tent, Indianapolis

Kurt Hostetler, business owner, spoke as proponent. The request was to be allowed to keep a tent erected longer than the thirty days allowed by code for as long as he owned the business. The 30'x40' tent, with only one closed side, was used from April to December to house his garden / floral business. Following discussion, Commissioner Corey moved to approve, with the second by Commissioner Brown. It was voted upon and carried.

5. Reconsideration of Variance 13-04-15 Indiana Regular Baptist Youth Camp Inc. Oak Cabin, Hillsboro

The proponent felt the cabin would not fit the profile under which the cabin would have been required to be sprinklered under the previous code, and was asking for a reconsideration of his variance. The proponent offered to install a drywall floor/ceiling

assembly, in lieu of the 13D sprinkler system previously required by the Commission. Russell Webb, attorney for the camp, addressed the Commission. He noted that the limited-use cabin was 600 square feet with two immediate egresses on the first floor and two immediate egresses in the opposite direction. The two levels are completely independent of each other, and are provided with hard-wired smoke detectors and fire extinguishers. There was no public water supply for the camp, which would require the cost of a well to provide water for the 13D system. There would be the cost of maintaining the system year-round when the camp was converted to a summer-only camp as well. A discussion of supplying water for the 13D system was held, along with the associated costs. Commissioner Hawkins moved to rescind the previous approval, and grant the variance with the one-hour rated assembly of $\frac{3}{4}$ " gypcrete on top of the subfloor and a layer of Type X drywall under the floor joists in lieu of the 13D system. Commissioner Cloud made the second. It was voted upon and carried, with three nay votes.

6. Discussion and possible Commission action

Community Church of Columbus
Administrative Cause No. 12-37
Order – Local Building Official
Amended Nonfinal Order of Dismissal

Brentwood Nursing and Rehab
Administrative Cause No. 13-04
Order – Fire and Building Code Enforcement
Nonfinal Order of Dismissal

North Park Nursing Center
Administrative Cause No. 13-05
Order – Fire and Building Code Enforcement
Nonfinal Order of Dismissal

Commissioner Corey moved to affirm all Nonfinal Orders of Dismissal, with the second by Commissioner Cloud. It was voted upon and carried.

8. Discussion and Commission action on Petitions for Review

Folly Moon
Order – Fire and Building Code Enforcement

Indiana Regular Baptist Youth Camp – Oak Cabin
Condition of variance 13-04-15

Reverie Estates
Order – Elevator Safety Div.

Commissioner Corey moved to grant petitions for Folly Moon and Reverie Estates, with the second by Commissioner Cloud. It was voted upon and carried. The petition for Indiana Regular Baptist Youth Camp Oak Cabin had been withdrawn.

9. Discussion of proposed chase amendments to the 2012 Indiana Plumbing Code and proposed amendment to the Indiana Swimming Pool, Spa and Water Attraction Code

Mara Snyder, Director, Code and Legal Services, asked the Commission if they wished her to move forward with the amendments, with the language as presented, if she was able to find an appropriate place in which to include them among the codes they are working on now. Commissioner Hite agreed when Ms. Snyder offered to put it back on the June agenda. Ms. Snyder also discussed the moratorium placed on new rules by the new administration and her request for exemption for the Mechanical Code. The Building Code, Fire Code and Fuel Gas Code requests for exemption are prepared and awaiting the results of the Mechanical Code request. Fiscals for the Mechanical Code, Fire Code, Building Code and Fuel Gas Code were being prepared in anticipation of exemptions being granted. No notice of intent was yet filed, nor publishing of the proposed rules done. Commissioner Brown asked about the proposed Indiana Residential Code presented by the committee, and was told it had been rejected in the fiscal impact study by the OMB. He was told that the whole process would have to be started over, and that would happen after the completion of the adoption process for the four other codes. Commissioner Hite noted that he now felt the language of the Pool Code was appropriate and did not need to be discussed in June. He recommended that they move forward with the chase amendments as presented.

10. Chairman Hannum adjourned the meeting at 4:35p.m.

APPROVED _____
David Hannum, Chairman